GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services -Revenue Department - Registration of surplus vacant non-agricultural lands situated within the Urban Agglomeration of Vijayawada city basing on Fake No Option Certificates issued by Smt. G.G.S.N. Bayamma, Senior Assistant, O/o. Special Officer, Urban Land Ceiling, Vijayawada - Article of charges farmed - Case entrusted to COI- Filed OA.No. 9070/2013 before the APAT- Charged Officer expired on 15.09.2014 – AP. Administrative Tribunal passed orders directing to release the remaining pensionary benefits to the legal heirs of the applicant - Further action abated – Orders Issued.

REVENUE (VIGILANCE. I) DEPARTMENT

GO.Rt.No. 18 **Dated : 09.01.2017**

Read the following;

1. From the addl. Dir. General of Police, CID, C.No. 1621/C4/CID/98, Dt. .06.2005.
2. GO. Ms. No. 1042 to 1054, Revenue (Vig.III) Dept., Dt. 03.08.2006.
3. Govt. Memo. No. 29537/Vig. III(1)/2005-7to 18, Dt. 26.08.2006.
4. GO. Ms. No. 491, Revenue (Vig.III) Dept., Dt. 03.08.2006.
5. GO. Rt. No. 696, Revenue (Vig.III) Dept., Dt. 10.03.2008.
6. GO. Rt. No. 170, Revenue (Vig.III) Dept., Dt. 09.02.2011.
7. GO. Rt. No. 835, Revenue (Vig.III) Dept., Dt. 29.05.2012.
8. From the APAT., interim orders in OA. No. 9070/2013, Dt. 22.01.2014.
9. From Sri P.V.B. Bhushanam, son of Smt.(Late) G.G.S.N.Bayamma, (Tahsildar retired & expired), representation Dt. 21.11.2014.
10. Govt. Memo. No. 29537/Vig. III(1)/2005-7to 18, Dt. 08.12.2014.
11. From the Spl.CS .CCLA.AP. Lr. Ref. No. VSI(21)2/2232/2005, Dt. 04.10.2016.
12. From Sri P.V.B. Bhushanam, son of Smt.(Late) G.G.S.N.Bayamma, (Tahsildar retired & expired), representation Dt. 28.12.2016, along with the orders of APAT in OA. No. 9070/2013, Dt. 04.11.2016.

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ORDER

The additional Director General of Police, Crime Investigation Department has brought to the notice that, on the allegations leveled against the employees of Urban Land Ceiling, Vijayawada, Krishna District, investigation has been taken place under various section of IPC of Crime Investigation Department, and it is disclosed that the Revenue officials conspired with other accused in pursuance of their common object, committed fake No Objection Certificates bearing Nos. B2/283/96, Dt. 13.03.1996 and B2/527/96, Dt. 04.06.1996 permitting to sell the vacant surplus non-agricultural lands situated at Vidhyadharapuram and committed irregularity. Since a prima facie case has been established against the employees, the Addl. Director General of Police, Crime Investigation Department has submitted proposal for issue of prosecution sanction orders to prosecute the officers involved.

2. Accordingly, Prosecution sanction orders were issued to the employees who are in service, vide GO 2nd read above. In respect of the retired employees, permission was accorded to the Addl. Director General of Police, Crime Investigation Department to prosecute the AOs vide reference 3rd read above.

3. And whereas, the employees of the Urban Land Ceiling, Vijayawada, who are proposed to prosecute were represented to the Government along with the Joint Action Committee of Employees to reconsider the prosecution of the employees involved in the said case and requested to drop further action against them.

4. Government have examined the representation of the Accused officers with the proposal of the Addl. Director General of Police, Crime Investigation Department and observed that Crime Investigation Department in all registered three cases in the year 1998, were enquired into the irregularities that were happened in the office of the Special officer, Urban Land Ceiling, Vijayawada during the year 1993-1996. It is also observed that the grounds adduced for prosecuting the individuals are not grave in nature that warrants

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charge sheeting them. The culpability or otherwise cane be established through departmental enquiry also. Taking into consideration of the request of the effected employees and the representation of the Joint Action Committee of Employees, Government have decided to withdrawn the prosecution orders and to entrust the case to the Commissioner of Inquiries for conducting an enquiry into the allegations leveled against the employees who involved in this case. Accordingly, the prosecution orders were withdrawn vide GO 4th read above.

5. In the GO 5th read above, Article of Charges were framed against Smt. G.G.S.N. Bayamma, Senior Assistant, O/o. Special Officer, Urban Land Ceiling, Vijayawada among other Officers. After receipt of the Written Statement of Defence, Government have examined the same and decided to entrust the case to the Commissioner of Inquiries for regular inquiry on the charges framed against all the COs, and issued orders appointing Sri Subrendhu Bhattacharya, I.A.S., Member, Commissioner of Inquiries, General Administration Department as Inquiring Authority for conduction common inquiry into the article of charges framed against the (18) officers of O/o. Special Officer, Urban Land Ceiling, Vijayawada including Smt. G.G.S.N. Bayamma, former Senior Assistant and Tahsildar(Retd) and to submit inquiry report, vide GO 6th read above. Further, the matter was re-assigned to Sri K. Sahadeva Reddy (Retd) Member, Commissioner of Inquiries, General Administration Department as Inquiring Authority for conduction common inquiry into the article of charges framed against the (18) officers, vide GO 7th read above.

6. Aggrieved by the above, Smt G.G.S.N.Bayamma, formerly Sr. Asst., O/o the Urban Land Ceiling, Vijayawada and Tahsildar(Retd) has filed OA No.9070/2013 before the AP. Administrative Tribunal and the Hon'ble APAT., vide interim orders Dt. 22.01.2014 has made that "*Pending disposal of the OA, the charge Memo issued in GO Rt. No.696, Rev(Vig.III)Dept., dt.10-3-2008 by the 1st respondent is temporarily suspended with a direction to the respondents to release the pensionary benefits to the applicant".*

7. In the reference 9th read above, Sri PVB Bhushanam, S/o Late Smt. GGSN Bayamma, Tahsildar (retd.) has informed that his mother ie., Smt. GGSN Bayamma, Tahsildar (retd.) was expired on 15.09.2014 due to ill health and submitted original death certificate of his mother issued by the Mee Seva Kendram. He has therefore requested to release all her pension benefits as they are suffering with hard financial crises.

8. And whereas, in the reference 10th read above, the Special Chief Secretary & Chief Commissioner of Land Administration, AP has been requested to examine the representation of Sri PVB Bhushanam, S/o Late Smt. GGSN Bayamma, Tahsildar (retd. and expired) with reference to Rule 9 of APRP Rules, 1980 and furnish his report duly indicating the loss sustained to Government if any, for taking further action. The Special Chief Secretary & Chief Commissioner of Land Administration, AP has reported that the Joint Collector, Competent Authority, Urban Land Ceiling, Vijayawada who enquired into the matter has reported that due to the alleged delinquency of Smt. G.G.S.N. Bayamma, Rtd. Tahsildar (Now Expired) while working as the then Sr. Asst. and by the then Superintendent, O/o. Special Officer & Competent Authority, Urban Land Ceiling, Vijayawada has involved in the episode of fake "No objection certificate" issued from the office and the loss occurred to the Government is Rs. 1,03,490/- (Rupees one lakh three thousand four hundred ninety only), vide reference 11th read above.

9. In the reference 12th read above, Sri PVB Bhushanam, S/o Late Smt. GGSN Bayamma, Tahsildar (retd. and expired) stated that his mother ie., Smt. GGSN Bayamma, retired as NSS Tahsildar, O/o. the Collector, Krishna Dist. on superannuation on 31.08.2007 and expired on 15.09.2014 due to ill health. She did not get her terminal benefits due to departmental case pending against her and She filed O.A.No.9070 of 2013 in the AP. Administrative Tribunal, Hyderabad for finalization of her pension proposals and release all the terminal benefits due to her on superannuation. After her demise the same was informed to the AP. Administrative Tribunal, Hyderabad and the AP. Administrative Tribunal in it's order in O.A.No.9070 of 2013, Dt:04.11.2016 closed the O.A. and also the VMA No.635 of 2016 with a direction to the respondents to take further action in the matter expeditiously and release the pensionary benefits to the legal heirs of the applicant

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as per Rules. While enclosing the orders of the Hon'ble AP. Administrative Tribunal, he has requested to release the pensionary benefits and all the other terminal benefits of his mother at the earliest since huge amount was spend for his mother's medical treatment and he fell in financial crises.

10. After careful consideration of the matter in pursuance of the orders of Hon'ble AP. Administrative Tribunal, Government have decided to abate further action against the deceased employee Late G.G.S.N. Bayamma, former Senior Assistant, O/o. Special Officer, Urban Land Ceiling, Vijayawada and Tahsildar(Retd. & Expired) and release the pensionary benefits to legal heirs of Late Smt. G.G.S.N. Bayamma, duly recovering the loss caused to the Government @ Rs. 1,03,490/- (Rupees one lakh three thousand four hundred ninety only). Accordingly, further action is hereby abated against the deceased employee Late G.G.S.N. Bayamma, former Senior Assistant, O/o. Special Officer, Urban Land Ceiling, Vijayawada and Tahsildar(Retd. & Expired) and release the pensionary benefits to legal heirs of Late Smt. G.G.S.N. Bayamma, duly recovering the loss caused to the Government @ Rs. 1,03,490/- (Rupees one lakh three thousand four hundred ninety only).

11. The Special Chief Secretary & Chief Commissioner of Land Administration, AP. Hyderabad shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C. SHARMA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Special Chief Secretary & Chief Commissioner of Land Administration, AP.
Gollapudi, Vijayawada.

Copy to
The District Collector, Krishna.
The Commissioner of Inquiries (COI.KSR),
General Administration Department,
Secretariat Buildings, Velagapudi, Amaravathi.
The Secretary to Vigilance Commissioner,
AP,. Vigilance Commission, Velagapudi, Amaravathi.
Sri P.V.B. Bhushanam, S/o. Smt. G.G.S.N. Bayamma, Tahsildar, (Retd. & Expired)
D.No70-7-3, NSM Public School Road,
Patamata, Vijayawada- 520 010.

SC/SF.

// FORWARDED :: BY ORDER //

SECTION OFFICER